



State of Utah
Department of
Natural Resources

MICHAEL R. STYLER
Executive Director

Division of
Oil, Gas & Mining

JOHN R. BAZA
Division Director

JON M. HUNTSMAN, JR.
Governor

GARY R. HERBERT
Lieutenant Governor

December 14, 2006

Tera Nay, contact for
DJN Rockwalls & Excavation, Inc.
aka DJN Rockwall & Excavation (dba)
6078 West 13360 South
Herriman, Utah 84096

Subject: Deficient Reclamation Contract and Surety Requirements, and Request to Register Company Name, DJN Rockwalls & Excavation, Inc., West Side Mine, S0350032, Salt Lake County, Utah

Dear Ms. Nay:

The Division recently received a partially completed reclamation contract for a small mine. Contained in the fact sheet of the reclamation contract is information that there is a letter of credit with Utah Community Bank in the amount of \$8,000.00. The Division does not have record of this letter of credit. In order to obtain Division approval of the reclamation surety, the letter of credit in its original form must be submitted to and approved by the Division.

Please submit the letter of credit to the Division, attention: Beth Ericksen immediately. If you would like to email it to ensure it will meet Division approval criteria prior to mailing it, please email it as an attachment to bethericksen@utah.gov.

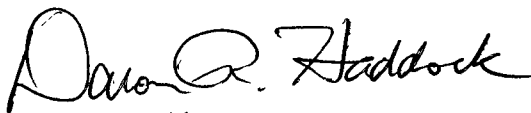
In addition, DJN Rockwalls & Excavation, Inc. is not a registered entity with the State of Utah Department of Commerce. It is necessary that all corporations register in order to enter into any contractual agreements with the Division. There is a company, DJN Rockwall & Excavation (dba) that is registered which references Mr. Shawn Nay as applicant. If this is the company name being used to conduct business in the state of Utah, please change the Notice of Intent to Conduct Mining Operations to reflect this company name. If the company name, DJN Rockwalls & Excavation, Inc., is the desired business name, please contact the State of Utah Department of Commerce to register the name. Documentation must be submitted to the Division indicating the application has been submitted to the Department of Commerce to register the name DJN Rockwalls & Excavation, Inc.

No further action to review the reclamation surety documents will be taken by the Division until the above requirements are addressed.

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Tera Nay
DJN Rockwalls & Excavation, Inc.
aka DJN Rockwall & Excavation (dba)
S0350032
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If you have any questions or require assistance, please contact Surety Coordinator, Beth Ericksen (801) 538-5318. Thank you in advance for your prompt attention to this important permitting requirement.

Sincerely,


for Susan M. White
Mine Program Coordinator
Minerals Regulatory Program

SMW:BE:be

Enc:

cc: Beth Ericksen, DOGM
Paul Baker, DOGM

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